

NORFOLK, VIRGINIA

ACTION OF THE COUNCIL

TUESDAY, OCTOBER 8, 2013 – 7:00 P.M.

Acting President Riddick called the meeting to order at 7p.m. with the following members present: Mr. Protogyrou, Mr. Smigiel, Dr. Whibley, Ms. Williams and Mr. Winn.

Prayer offered by Councilwoman Angelia Williams, followed by the Pledge of Allegiance.

Acting President Riddick moved to excuse Mayor Fraim and Vice Mayor Burfoot from today's meeting.

Motion adopted.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

Acting President Riddick moved to dispense with the reading of the minutes of the previous meeting.

Motion adopted.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

CEREMONIAL MATTER

Acting President Riddick read a proclamation declaring the week of October 6th thru 12th, 2013 as **"Fire Prevention Week"** in the City of Norfolk. This year's theme for Fire Prevention week is **"Prevent Kitchen Fires."** Chief Wise and members of Fire Rescue department accepted the proclamation.

PUBLIC HEARINGS

PH-1

PUBLIC HEARING scheduled this day pursuant to action of the Council on **August 27, 2013**, under State law, public notice having been inserted in the local press by the City Clerk, on the application of **BDC Princess Anne, LLC, a)** to amend the ***General Plan, of Norfolk, 1992, plaNorfolk 2030***, to change the land use map, **“Map LU-1,”** from Industrial to Commercial and **b)** to rezone the property from **I-2 (Light Industrial District)** to **Conditional C-2 (Corridor Commercial District)** on property located at **3350 East Princess Anne Road**.

Thereupon the following two Ordinances were introduced:

“An Ordinance to amend the General Plan of Norfolk, ***PlaNorfolk2030***, **SO AS TO** change the land use designation for property located at **3350 East Princess Anne Road** from Industrial to Commercial,” was introduced in writing and read by its title.

Steve Romine, attorney for the applicant, 999 Waterside Drive Suite 2100, was present to answer questions.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

PH-1A

“An Ordinance to rezone property located at **3350 East Princess Anne Road** from I-2 (Light Industrial) District to Conditional C-2 (Corridor Commercial) District,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

PH-2

PUBLIC HEARING scheduled this day pursuant to action of the Council on **August 27, 2013**, under State law, public notice having been inserted in the local press by the City Clerk, on the application of **Mojo Bones**, a) for a change of zoning to modify the conditions to properties zoned **C-2 (Corridor Commercial)** located at **9643 First View Street, 201-211 West Ocean View Avenue and 202-212 Portview Avenue** and b) for a **Special Exception** to operate an entertainment establishment with alcoholic beverages on property located at **9659 First View Street**.

Don Rockwell, the applicant, 1349 Buckingham Avenue, was present to answer questions.

Thereupon the following two Ordinances were introduced:

“An Ordinance to rezone properties located at **9643 to 9665 1st View Street, 201 to 211 West Ocean View Avenue, and 202 to 212 Portview Avenue** in order to remove conditions on property zoned conditional C-2 (Corridor Commercial),” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

PH-2A

“An Ordinance granting a **Special Exception** to operate an entertainment establishment on property located at **9659 1st View Street**,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

PH-3

PUBLIC HEARING scheduled this day pursuant to action of the Council on **August 27, 2013**, under State law, public notice having been inserted in the local press by the City Clerk, on the application of **Ben Mahgerefteh a)** to change the zoning from **I-2 (Light Industrial) District** to **Conditional C-2 (Corridor Commercial) District**, and **b)** for a **Special Exception** to permit mixed uses on property located at **2406 Colonial Avenue**.

Thereupon the following two Ordinances were introduced:

“An Ordinance to rezone property located at **2406 Colonial Avenue** from I-2 (Light Industrial) District to Conditional C-2 (Corridor Commercial) District,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

PH-3A

“An Ordinance granting a **Special Exception** to permit mixed uses on property located at **2406 Colonial Avenue**,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

PH-4

PUBLIC HEARING scheduled this day pursuant to action of the Council on **August 27, 2013**, under State law, public notice having been inserted in the local press by the City Clerk, on the application of **Parktowne Associates** for the closing, vacating and discontinuing a portion of **Parktowne Road** from the southern line of **Flowerfield Road** southwardly 303 feet, more or less, and the southern portion of a cul-de-sac on the southern line of **Flowerfield Road** just west of **Parktowne Road**.

David Embree, the attorney for the applicant, 1700 Dominion Tower, was present to answer questions.

Thereupon, An Ordinance entitled, “An Ordinance closing, vacating and discontinuing portions of Parktown Road and Flowerfield Road and authorizing the conveyance to the abutting property owner of any interest the City may have in the underlying fee of said portions of Parktown Road and Flowerfield Road, contingent upon the satisfaction of certain conditions,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective November 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

PH-5

PUBLIC HEARING scheduled this day pursuant to action of the Council on **August 27, 2013**, under State law, public notice having been inserted in the local press by the City Clerk, on the application of the **City Planning Commission** to amend the **Zoning Ordinance of the City of Norfolk, 1992**, to amend **Chapter 8** to eliminate the requirement for a City Council approved **Downtown Development Certificate** for projects that are not seeking any waivers from ordinance requirements and are using the next lot area provisions for calculations of intensity.

ACTION: Dr. Whibley made the motion to continue this matter to December 10, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

PH-6

PUBLIC HEARING scheduled this day pursuant to action of the Council on **September 10, 2013**, under State law, public notice having been inserted in the local press by the City Clerk, on the application of **Mary M. Oliver** for a **Conditional rezoning** from **R-6 (One-Family) District** to **R-7 (One-Family) District** on property located at **117 to 121 Hicks Avenue**.

Thereupon, An Ordinance entitled, “An Ordinance to rezone property located at 117 to **121 Hicks Avenue** from R-6 (Single-Family Residential) District to Conditional R-7 (Single-Family Residential) District,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

PH-7

PUBLIC HEARING scheduled this day pursuant to action of the Council on **September 10, 2013**, under State law, public notice having been inserted in the local press by the City Clerk, to hear comments on the conveyance of a **GEM Lot** to **Glenis G. Williams** on property located at **924 Wilson Road**.

Thereupon, An Ordinance entitled, “An Ordinance authorizing the conveyance to Glenis G. Williams, of certain parcel of property acquired by the City of Norfolk pursuant to Section 58.1-3970.1 of the Code of Virginia, 1950, as amended and approving the terms and conditions of the Conveyance Agreement,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective November 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

PH-8

PUBLIC HEARING scheduled this day pursuant to action of the Council on **September 10, 2013**, under State law, public notice having been inserted in the local press by the City Clerk, on the application of the **City Planning Commission** on behalf of **Levi Chapman** to amend **Sections 4-16 and 25-10.2** of the **Zoning Ordinance of the City of Norfolk, 1992**, in order to allow **Day Care Homes** by **Special Exception** on lots with a minimum lot size of 6,000 square feet.

Levi Chapman, the applicant, 726 Dudley Avenue, was present to answer questions.

Thereupon, An Ordinance entitled, “An Ordinance to amend and reordain **Table 4-A** and **Section 25-10.2.2** of the **Zoning Ordinance** of the **City of Norfolk, 1992**, **SO AS TO** change **“Day Care Home”** from a prohibited use to a use permitted by Special Exception in the R-8, R-9, R-10, R-11, R-12, R-13, R-14 and R-15 Single-Family Residential Districts,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

PH-9

PUBLIC HEARING scheduled this under State law, public notice having been inserted in the local press by the City Clerk, to hear comments on the issuance of **Series 2013 Wastewater System Revenue Bond Issuance** of up to \$12,000,000 for partial funding of the cashflow needs of the **Wastewater Utility Fund Capital Improvement Program**.

Thereupon, An Ordinance entitled, “An Ordinance authorizing the issuance and sale by the City of Norfolk, Virginia, of up to \$12,000,000 in Wastewater System Revenue Bonds,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

PH-10

PUBLIC HEARING scheduled this under State law, public notice having been inserted in the local press by the City Clerk, to hear comments on the issuance of the **2013 General Obligation Capital Improvement Bonds Series** up to **\$125,000,000** to fund the cashflow needs of the previously approved General Capital, Wastewater, Stormwater and Towing Capital Improvements Programs.

Columbus Austin, 2527 East Virginia Beach Blvd., spoke concerning this matter.

Thereupon, An Ordinance entitled, “An Ordinance authorizing the issuance and sale by the **City of Norfolk, Virginia**, of up to **\$125,000,000** in **General Obligation Capital Improvement Bonds**,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

CONSENT AGENDA

C-1

Letter from the City Manager presenting recommendation of the **City Planning Commission** on the application of **Norfolk Christian Holding Company** for the closing, vacating and discontinuing a portion of **Seekel Street** from the eastern line of **Midfield Street** eastwardly to its terminus.

ACTION: City Clerk authorized to advertise for a public hearing on October 22, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

C-2

Letter from the City Manager presenting recommendation of the City Planning Commission on the application of the City Planning Commission to amend the **Zoning Ordinance of the City of Norfolk 1992**, to amend **Chapters 2, “Definitions,”** and **11-3, “Floodplain/Coastal Hazard Overlay District (FPCHO),** to amend terms, simplify language and to add requirements for properties located within the floodplain and to revise standards for calculating building height.

ACTION: City Clerk authorized to advertise for a public hearing on November 26, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

C-3

Letter from the City Clerk presenting the request of Holidays in the City for use of the **Mace** during the **29th Annual Holidays in the City Grand Illumination Parade** to be held on **Saturday, November 23, 2013** at 6p.m.

ACTION: Use of the Mace and Police Honor Guard approved.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

C-4

Letter from the City Manager recommending a public hearing be held to hear comments on the conveyance of a **GEM Lot** to **New Saint Mark Baptist Church** on property located at **1132 Saint Julian Avenue**.

ACTION: City Clerk authorized to advertise for a public hearing on October 22, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

C-5

Letter from the City Manager recommending a public hearing be held to hear comments on the sale of City owned property located at **1050 Berkley Avenue** extended, the (former Berkley Lumber Yard) to **Franklin Johnston Group Management & Development, LLC** to develop a 150 unit apartment complex and 25 single family home sites.

ACTION: City Clerk authorized to advertise for a public hearing on October 22, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

REGULAR AGENDA

R-1

Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Pedestrian Commercial Overlay District Development Certificate** to permit the construction of an outdoor patio and fireplace structure at **328 West 20th Street**,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

R-2

Letter from the City Manager and an Ordinance entitled, “An Ordinance approving an **Institutional Development Plan** to allow expansion of an existing religious institution on property located at **1317 East Brambleton Avenue** and **620 to 624 Maltby Avenue**,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

R-3

Letter from the City Manager and an Ordinance entitled, “An Ordinance authorizing the acquisition of a perpetual easement from the **Cape Henry Audubon Society**, over certain property located in the **City of Norfolk, Virginia**, and appropriating and authorizing expenditure of the sum of \$25,000.00 for the purchase of the easement,” was introduced in writing and read by its title.

Columbus Austin, 2527 East Virginia Beach Blvd., spoke concerning this matter.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

R-4

Letter from the City Manager and an Ordinance entitled, “An Ordinance authorizing the acquisition of a perpetual easement from the **Mallory Country Club, Incorporated**, over certain property located in the **City of Norfolk, Virginia**, and appropriating and authorizing expenditure of the sum of \$162.00 for the purchase of the easement,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

R-5

Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** to permit the resumption of a nonconforming, multiple-family residential use on property located at **1700 Kingston Avenue**,” was introduced in writing and read by its title.

ACTION: Councilman Smigiel made the motion to continue this matter to November 26, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

R-6

Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** to permit the operation of a Commercial Drive-Through facility on property located at **745 North Newtown Road**,” was introduced in writing and read by its title.

Rob Beaman, attorney for the applicant, 103 Bobby Jones Drive, Portsmouth, Steve Blevins, 770 Independence Circle, Virginia Beach, the applicant, and Ford Mason, 6612 Stoney Point North, president, Stoney Point Civic League, Norfolk, were present to answer questions.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

R-7

Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** to permit the operation of an **Automobile and Truck Repair** facility on property located at **901 to 905 East Little Creek Road**,” was introduced in writing and read by its title.

ACTION: Councilman Smigiel made the motion to continue this matter to November 26, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

R-8

Letter from the City Manager and the following two Ordinances:

“An Ordinance granting a **Special Exception** to permit the sale of alcoholic beverages for off-premises consumption on property located at **3350 East Princess Anne Road**,” was introduced in writing and read by its title.

Steve Romine, attorney for the applicant, 999 Waterside Drive Suite 2100, was present to answer questions.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

R-8A

“An Ordinance granting a **Special Exception** to permit a Convenience Store, 24-hours (with fuel sales) on property located at **3350 East Princess Anne Road**,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

R-9

Letter from the City Manager and the following three Ordinances:

“An Ordinance granting a **Special Exception** to permit the sale of alcoholic beverages for off-premises consumption on property located at **3350 East Princess Anne Road**,” was introduced in writing and read by its title.

Rob Beaman, 103 Bobby Jones Drive, Portsmouth, and Steve Romine, attorneys for the applicant, 999 Waterside Drive Suite 2100, were present to answer questions.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

R-9A

“An Ordinance granting a **Special Exception** to permit a retail goods establishment to operate after midnight on property located at **3350 East Princess Anne Road**,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

R-9B

“An Ordinance granting a **Special Exception** to permit the operation of a **Commercial Drive-Through** facility on property located at **3350 East Princess Anne Road**,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

R-10

Letter from the City Manager and an Ordinance entitled, “An Ordinance approving an **Agreement** with the **Commonwealth of Virginia**, acting by and through the Commissioner of Highways, that provides for compensation in the amount of \$4,632.00 for the removal of a sign at the entrance of **Norfolk Commerce Park** in connection with the **Robin Hood Road** widening project, and authorizing the City Manager to execute the **Agreement** on behalf of the City and accept the sum of \$4,632.00 from the **Commonwealth of Virginia**,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

R-11

Letter from the City Manager and An Ordinance entitled, “An Ordinance requesting the **Virginia Department of Transportation** to establish projects for the **21st Street/Llewellyn Avenue Traffic Signal Improvements**, the **Pescara Creek Culvert Improvements**, the **Spotico Creek Culvert Improvements**, and the **Westminster Avenue Repair and Overlay (Ballentine Blvd. to Stapleton St)**; approving an **Agreement** with the **Commonwealth of Virginia, Department of Transportation** and appropriating and authorizing the expenditure of the total sum of \$1,416,666.00, subject to and in accordance with the terms and conditions of the aforesaid **Agreement**,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

R-12

Letter from the City Manager and an Ordinance entitled, “An Ordinance accepting, appropriating and authorizing the expenditure of \$5,000 in grant funds, if and when received from the **Commonwealth’s Virginia Commission for the Arts**, for distribution on a competitive basis to local arts organizations, and authorizing the additional expenditure of \$5,000, previously appropriated, as a local cash match,” was introduced in writing and read by its title.

Debra Burrell, Arts Manager, Commission on the Arts and Humanities, 208 East Main Street, was present to answer questions.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

R-13

Letter from the City Manager and an Ordinance entitled, “An Ordinance approving an encroachment **Agreement** with **Richmond 20MHZ, LLC**, for property on **Hanson Avenue in Barraud Park**,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

R-14

Letter from the City Manager and an Ordinance entitled, “An Ordinance accepting a grant in the amount of up to \$1,300,000.00 from the **Virginia Department of Criminal Justice Services for the Norfolk Criminal Justice Services (NCJS) Agency** which includes the **Pretrial Services and Adult Community Supervision Divisions**, for Fiscal Year 2013-2014, appropriating and authorizing the expenditures of the \$1,300,000.00 and \$179,315.00 in local funding for the NCJS Agency and authorizing the employment of twenty-two (22) persons in the NCJS Agency and providing funds for their salaries and benefits,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective July 1, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

R-15

Letter from the City Manager and an Ordinance entitled, “An Ordinance authorizing the City Manager to execute an operation and **Maintenance Agreement** between the **City of Norfolk** and the **Elizabeth River Crossings OPCO, LLC** for the operation and maintenance of facilities and infrastructure within the **Downtown Tunnel/Midtown Tunnel/Martin Luther King Expressway Extension**,” was introduced in writing and read by its title.

Dan Montague, 4605 Krick Street and Columbus Austin, 2527 East Virginia Beach Blvd., spoke in opposition to this matter.

ACTION: The Ordinance as introduced was **LOST**.

Yes: Protogyrou, Riddick, and Winn.

No: Smigiel, Whibley and Williams.

R-16

Letter from the City Manager and an Ordinance entitled, “An Ordinance to provide a **limited period** during which a **qualifying employee can retire with an incentive payment**,” was introduced in writing and read by its title.

Jane Bethel, 5632 Brandon Boulevard, Virginia Beach, spoke in support of this matter.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

R-17

Letter from the City Manger and an Ordinance entitled, “An Ordinance accepting up to \$2,000,000 from **Hampton Roads Transit** as grant funding received from the **Commonwealth Transportation Board** and the Virginia Department of Rail and Public Transportation for the City’s Downtown Transfer Center and appropriating and authorizing the expenditure of the funds for the design and construction of the Downtown transfer Center,” was introduced in writing and read by its title.

Columbus Austin, 2527 East Virginia Beach Blvd., spoke in support of this matter.

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

R-18

Letter from the City Attorney and an Ordinance entitled, “An Ordinance directing the **City Treasurer** to issue a refund to **Suburban Asset Management Corp., of \$3,884.54 plus interest** based upon the overpayment of Business License Tax for Years 2009 through 2013,” was introduced in writing and read by its title. (This refund is based on the overpayment of Business License Tax for Years 2009 through 2013).

ACTION: The Ordinance as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

R-19

A Resolution entitled, “A Resolution appointing **Anna Richardson Smith** to the **Civil Service Commission** for a certain term, was introduced in writing and read by its title.

ACTION: The Resolution as introduced was **adopted**, effective October 8, 2013.

Yes: Protogyrou, Riddick, Smigiel, Whibley, Williams, and Winn.

No: None.

NEW BUSINESS

1. Dan Montague, 4605 Krick Street, asked Council to review the senior tax relief program.
2. Joe Cook, 1147 Surrey Crescent, spoke concerning the mishandling of a rape investigation case by the Norfolk Police Department. He stated that the Police Department has done a poor job investigating the case.
3. Donald Hornstein, 1309 Stockley Gardens, spoke regarding the depilated building at 161 Granby Street, and informed Council that the Pawn Shop he owns is going out of business.
4. Danny Lee Ginn, 3844 Dare Circle, commented on good government.